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Attorneys for Defendant
ULTA SALON, COSMETICS & FRAGRANCE, INC.

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

JOSE A. GOMEZ, an individual,
Plaintiff,

vs.

ULTA SALON, COSMETICS &
FRAGRANCE, INC., a Delaware
Corporation and DOES I through X,
inclusive, and ROE CORPORATIONS I-
X, inclusive,
Defendants.

Case No. 2:16-cv-00922-APG-VCF

**STIPULATION FOR EXCEPTION TO
ATTENDANCE REQUIREMENTS FOR
EARLY NEUTRAL EVALUATION
SESSION**

ENE DATE: July 22, 2016
ENE TIME: 10:00 a.m.

MAGISTRATE JUDGE NANCY J. KOPPE

Defendant ULTA SALON, COSMETICS & FRAGRANCE, INC. (hereinafter “Ulta” or “Defendant”), and Plaintiff JOSE A. GOMEZ (“Plaintiff”), by and through their attorneys of record, hereby file this Stipulation requesting permission to excuse Ulta’s insurance representative from attendance at the Early Neutral Evaluation (“ENE”) Session set for July 22, 2016.

The Order Scheduling ENE Session (Dkt. #10) requires a representative of Ulta’s insurance carrier with authority to settle this matter up to the full amount of the claim to be present. Ulta requests an exception to this requirement because Ulta has a \$250,000 Dollar (\$250,000.00) retention on its insurance policy covering this matter. In light of the value of this claim, Ulta does not believe there is any reasonable good faith possibility that the indemnity will be triggered. Therefore, Ulta believes that it will be more efficient and economical to excuse the insurance

representative from attendance. Additionally, Ulta's corporate representative, Anne Stolman, Senior Counsel is prepared to fully and actively participate in the ENE and has binding authority to settle this matter. Plaintiff's counsel has no objection to Ulta's request.

In consideration of the above, Ulta respectfully requests that the Court grant its request to excuse the attendance of an insurance representative for the ENE session scheduled for July 22, 2016.

Dated: July 6, 2016

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Respectfully submitted,

Respectfully submitted,

/s/ Ryan Alexander, Esq.
RYAN ALEXANDER, ESQ.
RYAN ALEXANDER, CHTD

/s/ Kaitlyn M. Burke, Esq.
WENDY MEDURA KRINCEK, ESQ.
KAITLYN M. BURKE, ESQ.
Littler Mendelson, P.C.

Attorney for Plaintiff
JOSE A. GOMEZ

Attorneys for Defendant
ULTA SALON, COSMETICS & FRAGRANCE,
INC.

IT IS SO ORDERED.

DATED: July 7, 2016



THE HONORABLE NANCY J. KOPPE
UNITED STATES MAGISTRATE JUDGE

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